

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 324

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION FOR THE PUBLIC SCHOOLS DIVISION OF TEACHERS FOR FISCAL YEAR 2010; PROVIDING FOR EXPENDITURES FOR THE PUBLIC SCHOOLS DIVISION OF TEACHERS; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIATING FUNDS TO THE EDUCATIONAL SUPPORT PROGRAM/DIVISION OF TEACHERS FOR FISCAL YEAR 2010; PROVIDING MONEYS FOR THE UNEMPLOYMENT INSURANCE PROGRAM; DIRECTING THAT AN AMOUNT BE DISTRIBUTED FOR MASTER TEACHER AWARD PAYMENTS; DIRECTING THE DISTRIBUTION OF \$1,000,000 BETWEEN TRAINING TO SERVE THE NEEDS OF GIFTED AND TALENTED STUDENTS AND TRAINING TEACHERS TO PROVIDE ADDITIONAL ADVANCED LEARNING OPPORTUNITIES FOR STUDENTS; DIRECTING THAT \$300 BE DISTRIBUTED TO EACH QUALIFIED TEACHER FOR CLASSROOM SUPPLIES; AND AMENDING SECTION 33-1004E, IDAHO CODE, TO PROVIDE FOR A BASE SALARY DECREASE FOR INSTRUCTIONAL STAFF, TO REVISE INSTRUCTIONAL SALARY ALLOCATION INCREASES AND TO DECREASE THE MINIMUM INSTRUCTIONAL STAFF SALARY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. The following amount shall be expended for the Public Schools Division of Teachers for the period July 1, 2009, through June 30, 2010:

| | |
|----------------------------|-------------------|
| FROM: | |
| General Fund | \$696,256,000 |
| American Reinvestment Fund | 29,956,500 |
| Federal Grant Fund | <u>30,000,000</u> |
| TOTAL | \$756,212,500 |

SECTION 2. There is hereby appropriated the following amount to be transferred to the Public School Income Fund for the period July 1, 2009, through June 30, 2010:

| | |
|--------------|---------------|
| FROM: | |
| General Fund | \$696,256,000 |

SECTION 3. There is hereby appropriated to the Educational Support Program/Division of Teachers, pursuant to law and the provisions of this act, the following amount to be expended from the listed funds for the period July 1, 2009, through June 30, 2010:

| | |
|----------------------------|---------------|
| FROM: | |
| Public School Income Fund | \$696,256,000 |
| American Reinvestment Fund | 29,956,500 |

| | | |
|---|--------------------|---------------|
| 1 | Federal Grant Fund | 30,000,000 |
| 2 | TOTAL | \$756,212,500 |

3 SECTION 4. Of the moneys appropriated in Section 3 of this act, the amount necessary
4 for the Unemployment Insurance Program shall be expended according to Section 72-1349A,
5 Idaho Code, for the period July 1, 2009, through June 30, 2010.

6 SECTION 5. Of the moneys appropriated in Section 3 of this act, the amount necessary
7 shall be awarded to those instructional staff members who have been recognized as master
8 teachers by the National Board for Professional Teaching Standards, according to the provisions
9 of Section 33-1004E, Idaho Code.

10 SECTION 6. Of the moneys appropriated in Section 3 of this act, \$1,000,000 shall be
11 distributed as follows:

12 (1) \$500,000 shall be distributed to train general education teachers, gifted/talented (G/T)
13 facilitators, administrators and/or parents to better meet the needs of gifted/talented students.
14 One-half (1/2) of these funds shall be allocated pro rata based on each district's prior year to-
15 tal student enrollment compared to the prior year total statewide enrollment. One-half (1/2)
16 of these funds shall be allocated based on the number of gifted/talented students identified and
17 served as indicated on the prior year's December 1 child count. The number of gifted/tal-
18 ented students identified for purposes of this section shall not exceed seven percent (7%) of
19 the district's total student enrollment. No district shall receive less than \$500. Funds shall be
20 distributed upon submission and approval of an application submitted to the State Department
21 of Education demonstrating how in-service training will establish or improve identification and
22 service of gifted/talented students in the five (5) mandated talent areas. The Superintendent of
23 Public Instruction may reallocate any gifted/talented funds that are left unrequested by school
24 districts to all other school districts that have requested gifted/talented funds, according to the
25 distribution formula outlined in this section.

26 (2) Pursuant to the fiscal impact statement for State Board of Education rule, IDAPA
27 08.02.03, Docket Number 08-0203-0605, \$500,000 shall be distributed to train teachers to pro-
28 vide advanced learning opportunities for students. The allocation and utilization of such funds
29 shall be determined jointly by the State Board of Education and the Superintendent of Public
30 Instruction, under the administration of the State Department of Education, provided that the
31 funds not be used for state personnel costs.

32 SECTION 7. Of the moneys appropriated in Section 3 of this act, \$300 shall be dis-
33 tributed to each full-time equivalent certificated classroom teacher for the purchase of class-
34 room supplies. The Superintendent of Public Instruction shall determine the formulas and
35 methodologies by which such funds are distributed, within this framework, and the permissi-
36 ble uses. The Superintendent of Public Instruction may withhold or require the return of such
37 funds, in the case of any school district or public charter school that is using or is proposing to
38 use such funds in an impermissible manner.

39 SECTION 8. That Section 33-1004E, Idaho Code, be, and the same is hereby amended
40 to read as follows:

1 33-1004E. DISTRICT'S SALARY-BASED APPORTIONMENT. Each district shall be
2 entitled to a salary-based apportionment calculated as provided in this section.

3 1. To determine the apportionment for instructional staff, first determine the district av-
4 erage experience and education index by placing all eligible district certificated instructional
5 employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting
6 average is the district index. Districts with an index above the state average index shall re-
7 ceive their actual index but not more than the state average plus .03 for the 1994-95 school
8 year, and shall receive their actual index but not more than the state average plus .06 for the
9 1995-96 school year, and thereafter shall receive their actual district index. The district instruc-
10 tional staff index shall be multiplied by the instructional base salary of ~~\$25,231~~ \$24,567. The
11 amount so determined shall be multiplied by the district staff allowance for instructional staff
12 determined as provided in section 33-1004(2), Idaho Code. The instructional salary allocation
13 shall be further increased by the amount necessary for each full-time equivalent instructional
14 staff member placed on the experience and education index to be allocated at least the mini-
15 mum salary mandated by this section. Full-time instructional staff salaries shall be determined
16 from a salary schedule developed by each district and submitted to the state department of ed-
17 ucation. No full-time instructional staff member shall be paid less than ~~\$31,750~~ \$30,915. If
18 an instructional staff member has been certified by the national board for professional teaching
19 standards, the staff member shall be designated as a master teacher and receive \$2,000 per year
20 for five (5) years. The instructional salary shall be increased by \$2,000 for each master teacher.
21 The resulting amount is the district's salary-based apportionment for instructional staff. For
22 purposes of this section, teachers qualifying for the salary increase as master teacher shall be
23 those who have been recognized as national board certified teachers as of July 1 of each year.

24 2. To determine the apportionment for district administrative staff, first determine the dis-
25 trict average experience and education index by placing all eligible certificated administrative
26 employees on the statewide index provided in section 33-1004A, Idaho Code. The resulting
27 average is the district index. Districts with an index above the state average index shall receive
28 their actual index but not more than the state average plus .03 for the school year 1994-95,
29 and shall receive their actual index but not more than the state average index plus .06 for the
30 1995-96 school year, and thereafter shall receive their actual district index. The district admin-
31 istrative staff index shall be multiplied by the base salary of \$36,532. The amount so deter-
32 mined shall be multiplied by the district staff allowance for administrative staff determined as
33 provided in section 33-1004(3), Idaho Code. The resulting amount is the district's salary-based
34 apportionment for administrative staff.

35 3. To determine the apportionment for classified staff, multiply \$20,376 by the district
36 classified staff allowance determined as provided in section 33-1004(4), Idaho Code. The
37 amount so determined is the district's apportionment for classified staff.

38 4. The district's salary-based apportionment shall be the sum of the apportionments cal-
39 culated in subsections 1., 2. and 3., of this section, plus the benefit apportionment as provided
40 in section 33-1004F, Idaho Code.